S.B. Criminal Revision Petition No.620/2007
(Shanker Lal & ors. Vs. State of Rajasthan)

Date of Order: August 16, 2007

HON'BLE MR. H.R. PANWAR, J.

Mr. B.S. Rathore, for the petitioners.
Mr. V.R. Mehta, Public Prosecutor for the State.

By the instant criminal revision petition under Section 397 read with Section 401 of the Code of Criminal Procedure, 1973 (for short, "the Code" hereinafter), the petitioners have challenged the order dated 5-4-2007 passed by the Judicial Magistrate, Sri Ganganagar (for short, "the trial Court" hereinafter) in Criminal Case No. 382/2004, whereby the trial Court framed charges for the offences under Sections 427, 323/149 and 148 IPC against the petitioners.

I have heard learned counsel for the parties. Carefully gone through the order impugned as also the material on record.

In my view, there is sufficient material before the trial Court to presume that the petitioners have committed the offences, for which the charges have been framed. It is settled law that at the time of framing the charges, the evidence is not required to be meticulously analysed and appreciated and what is required is that prima facie there must be satisfaction of the trial Court that there is ground to presume that the accused

committed the offence(s) and that satisfaction has been arrived at by the trial Court. In the circumstances, therefore, I find no error, illegality or perversity in the order impugned warranting interference.

The revision petition is, therefore, dismissed.

(H.R. PANWAR), J.

mcs